

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
	:	
v.	:	DATE FILED: _____
	:	
ARCHIE BARLOW	:	VIOLATIONS:
MARK DAVIS	:	21 U.S.C. § 841(a)(1)
	:	(Distribution of MDMA (“ecstasy”) - 4
	:	counts)
	:	18 U.S.C. § 2
	:	(Aiding and Abetting)

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

On or about May 4, 2001, at Kennett Square, in the Eastern District of Pennsylvania,  
defendant

**ARCHIE BARLOW**

knowingly and intentionally distributed 50 pills of a mixture or substance containing a detectable amount of 3,4-methylenedioxymethamphetamine (“MDMA” or “ecstasy”), a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

**COUNT TWO**

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**THE GRAND JURY FURTHER CHARGES THAT:**

On or about May 11, 2001, at Kennett Square, in the Eastern District of Pennsylvania,  
defendant

**ARCHIE BARLOW**

knowingly and intentionally distributed 100 pills of a mixture or substance containing a detectable amount of 3,4-methylenedioxymethamphetamine (“MDMA” or “ecstasy”), a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

**COUNT THREE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about May 18, 2001, at Kennett Square, in the Eastern District of Pennsylvania,  
defendants

**ARCHIE BARLOW and  
MARK DAVIS**

knowingly and intentionally distributed, and aided and abetted the distribution of, 50 pills of a mixture or substance containing a detectable amount of 3,4-methylenedioxymethamphetamine (“MDMA” or “ecstasy”), a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C) and Title 18, United States Code, Section 2.

**COUNT FOUR**

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**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 15, 2001, at Kennett Square, in the Eastern District of Pennsylvania,  
defendant

**ARCHIE BARLOW**

knowingly and intentionally distributed 200 pills of a mixture or substance containing a  
detectable amount of 3,4-methylenedioxymethamphetamine (“MDMA” or “ecstasy”), a  
Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

## **NOTICE OF FORFEITURE**

1. As a result of the violations of Title 21, United States Code, Section 841(a)(1) set forth in Counts 1, 2, 3, and 4 of this Indictment, the defendant

### **ARCHIE BARLOW**

shall forfeit to the United States of America any property constituting, or derived from, any proceeds obtained directly or indirectly as the result of the violations of Title 21, United States Code, as charged in this Indictment, including, but not limited to, the sum of \$4,300.00.

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendants:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 21, United States Code, Section 853.

## **NOTICE OF FORFEITURE**

1. As a result of the violations of Title 21, United States Code, Section 841(a)(1) set forth in Counts 1, 2, 3, and 4 of this Indictment, the defendant

### **MARK DAVIS**

shall forfeit to the United States of America any property constituting, or derived from, any proceeds obtained directly or indirectly as the result of the violations of Title 21, United States Code, as charged in this Indictment, including, but not limited to, the sum of \$325.00.

(f) If any of the property subject to forfeiture, as a result of any act or omission of the defendants:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 21, United States Code, Section 853.

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PATRICK L. MEEHAN  
United States Attorney

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FOREPERSON